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Attorneys for Defendant
FOODLINER, INC.

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION**

RONDA AUSTIN, CHRISTOPHER
CORDUCK, ERNEST DIAL, BILLY
WAYNE GIBSON, and BOBBY G. SMITH,
on behalf of themselves and others similarly
situated;

Plaintiffs,

vs.

FOODLINER, INC.,

Defendant.

Case No. 4:16-cv-07185-HSG

**SECOND STIPULATION AND ORDER
REGARDING PLAINTIFFS'
DEADLINE TO FILE A MOTION FOR
PRELIMINARY APPROVAL OF CLASS
ACTION SETTLEMENT**

1 Plaintiffs RONDA AUSTIN, CHRISTOPHER CORDUCK, ERNEST DIAL, BILLY
2 WAYNE GIBSON, and BOBBY G. SMITH ("Plaintiffs") and Defendant FOODLINER, INC.
3 ("Defendant" or "FOODLINER") (together with Plaintiffs, "the Parties") hereby submit the
4 following stipulation and proposed order continuing the deadline for Plaintiffs to file a motion
5 for preliminary approval of the Parties' class action settlement.

6 WHEREAS, the Parties reached an agreement to settle the class action claims in this
7 case on April 10, 2018;

8 WHEREAS, the Parties notified the Court of this settlement on April 19, 2018 (Dkt. 43);

9 WHEREAS, the Court vacated Plaintiffs' deadline to file a motion for class certification
10 and set a deadline of June 4, 2018, for Plaintiffs to file a motion for preliminary approval (Dkt.
11 44); and

12 WHEREAS, the Court vacated Plaintiffs' deadline to file a motion for class certification
13 and set a deadline of June 22, 2018, for Plaintiffs to file a motion for preliminary approval (Dkt.
14 46); and

15 WHEREAS, counsel for the Parties have reached an agreement in principle regarding
16 the finalized settlement agreement; but whereas Defendant's decision maker and counsel are on
17 overlapping vacations until June 25, 2018.

18 Based on the foregoing, the Parties, by and through their counsel of record and subject to
19 this Court's approval, hereby stipulate and agree that the deadline for Plaintiffs' to file a motion
20 for preliminary approval of the class action settlement should be continued until July 12, 2018.

21 IT IS SO STIPULATED.
22

23 DATED: June 13, 2018

HUNTER PYLE LAW

24
25 By: /s/ Chad Saunders

Hunter Pyle
Chad Saunders

26
27 Attorneys for Plaintiffs RONDA AUSTIN,
28

CHRISTOPHER CORDUCK, ERNEST
DIAL, BILLY WAYNE GIBSON and
BOBBY G. SMITH

DATED: June 13, 2018

GORDON & REES SCULLY
MANSUKHANI LLP

By: /s/ Sat Sang S. Khalsa
Mollie M. Burks
Sat Sang S. Khalsa
Nicholas A. Deming

Attorneys for Defendant
FOODLINER, INC.

Attestation Pursuant to Local Rule 5-1(i)(3)

I hereby attest that all signatories indicated by a conformed signature (/s/) have concurred
in the filing of this document.

Dated: June 13, 2018

/s/ Sat Sang S. Khalsa
Sat Sang S. Khalsa

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: June 14, 2018


Hon. Haywood S. Gilliam, Jr.